It has been several months since we had to suspend the depositions because of yours and Department counsel's vacations and change in Government counsel. You testified that you provided nothing in response to Item 7 of the April 15, 1975 request because the FBI had not provided any information to any writer. We presented you with the statement of Jeremiah O'Leary, that almost all the information he used in a Readers Digest article came from the FBI.

You testified that you know nothing of the DeLoach operation and that so far as you knew 94 files were for correspondence. We showed you FBI records reflecting the fact that at Headquarters the FBI uses 94 files for public relations and related records. Providing information to writers is such an activity.

Have you made any search or taken any steps to comply with Item 7 of the request in the months since you, ~~yourself~~ for the first time from your testimony, became aware of the DeLoach-Bishop operation and the 94 and similar files?

Mr. Weisberg's request was not frivolous. He knew that at least an important part of the information prejudicial to Ray and influencing what would be known and believed had to come from the FBI. He knew the influence this prejudicial publicity had on Ray and his judgements and his relations with his counsel. You saw the letter Ray wrote the tiral judge, that if he didn't stop this prejudicial pre-trial publicity Ray might as well walk over and be sentenced without trial, and you know that Ray finally assented to a guilty plea he claimed was coerced. Of all the publicity the most significant was the O'Leary article we now know came from the FBI. You have examined the records you did not provide in which the FBI planned this and other such publicity operations.

And in all the time you've had since then you have taken no steps to comply with Item 7 of the request?

You are aware, are you not, that the Attorney General has found this to be an historical case, one in which the Department, to use a phrase once famous in the Department, would take the "hang-out" road" and disclose all that could possibly be disclosed?

Since we had to suspend this deposition so many weeks ago Mr. Weisberg has read many records relating to the FBI's investigation of the assassination of President Kennedy.

When he noticed it and when he thought of it, he made copies of public-information type records among those he read and he has them here. You will notice the volumes of these 94-file records. There is a file box of them.

When the notations were legible, which it is not in most instances, he has had a list of them prepared. This list is

I call this to you attention to ask why you have taken no steps to comply with Item 7 of the request when public information activities are so large an FBI preoccupation in this historical case, when you knew of s me of this because of the records you examined in our earlier sessions, because the Attorney General has found this to be an historical case and because Item 7 is a perfectly proper and historically important Item of an FOIA request.